2007-08 Governor's Budget

Highlights

California Department of Public Health

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CALIFORNIA DEPARTMENT OF PUBLIC HEALTH PROGRAM OVERVIEW

The mission of the California Department of Public Health (CDPH) is to protect and improve the health of all Californians, primarily through population-based programs, strategies and initiatives.

The Public Health Emergency Preparedness program coordinates preparedness and response activities across the CDPH for all public health emergencies, including natural disasters, acts of terrorism, and pandemic diseases. The program plans and supports surge capacity in medical care and public health systems to meet needs during emergencies. The program administers federal and state funds that support CDPH's emergency preparedness activities.

The Public and Environmental Health programs administered by CDPH address the prevention and control of chronic diseases including cancer, cardiovascular diseases, diabetes, and other conditions; the investigation, prevention and control of infectious disease; the prevention and control of environmental and occupational diseases; the prevention and control of injuries; and the assessment, prevention, and interruption of the transmission of HIV and the needs of HIV-infected Californians. In addition, the programs provide financial support, professional consultation and assistance to local health systems; protect the public from consuming unsafe drinking water; regulate the generation, handling, and disposal of medical waste; oversee the disposal of low-level radioactive wastes; and protect and manage food, drug, medical device, and radiation sources. County Health Services disburses and monitors funds to counties for hospital, physician, and related health services. Primary Care and Family Health administers programs that ensure access to comprehensive and coordinated family-centered, community-based, preventive and primary care services to low-income women, infants, children, and families.

Licensing and Certification regulates the quality of care in public and private health facilities, clinics, and agencies; licenses nursing home administrators; and certifies home health aides, certified nurse assistants, and other direct care staff. The Laboratory Science Division licenses and inspects laboratory facilities and licenses laboratory personnel.

GENERAL BUDGET OVERVIEW

The budget for CDPH supports activities and services that reinforce the State's commitment to protecting and improving the health of all Californians. For Fiscal Year (FY) 2007-08, the Governor's Budget provides \$3.0 billion for the support of CDPH' programs and services. Of the amount proposed, \$716.5 million is for state operations and \$2.3 billion is for local assistance.

The proposed budget affirms the Department's commitment to address the public health care needs of Californians.

Total CDPH Budget

CDPH Budget by Fund Source *		
Governor's Budget Fund Source	2007-08 Proposed	
General Fund (GF)	\$ 394,172	
Federal Funds (FF)	\$ 1,468,510	
Special Funds & Reimbursements	\$ 1,147,541	
Total Funds	\$ 3,010,223	

^{*}Dollars in thousands

State Operations

State Operations by Program *			
Governor's Budget Program Title	Program	2007-08 Proposed	
Public Health Emergency Preparedness	10	\$ 59,469	
Public and Environmental Health	20	\$ 446,314	
Licensing & Certification	30	\$ 210,766	
Department Administration	40.01	\$ 22,306	
Distributed Administration	40.02	\$ (22,306)	
Total State Operations		\$ 716,549	

^{*}Dollars in thousands

State Operations by Fund Source *		
Governor's Budget Fund Source	2007-08 Proposed	
General Fund	\$ 116,488	
Federal Funds	\$ 218,733	
Special Funds & Reimbursements	\$ 381,328	
Total State Operations	\$ 716,549	

^{*}Dollars in thousands

Local Assistance

Local Assistance by Program*			
Governor's Budget Program Title	Program	2007-08 Proposed	
Public Health Emergency Preparedness	10	\$ 90,230	
Public and Environmental Health	20	\$ 2,203,444	
Total Local Assistance		\$ 2,293,674	

^{*}Dollars in thousands

Local Assistance by Fund Source*		
Governor's Budget Fund Source	2007-08 Proposed	
General Fund	\$ 277,684	
Federal Fund	\$ 1,249,777	
Special Funds & Reimbursements	\$ 766,213	
Total Local Assistance	\$ 2,293,674	

^{*}Dollars in thousands

BUDGET ADJUSTMENTS

EXECUTIVE

Department of Public Health – SB 162

0.0 Positions

\$0 Total Funds

Senate Bill (SB) 162 established the California Department of Public Health (CDPH) to increase attention to emergency preparedness and core public health activities. With a more tightly focused public health organizational structure, CDPH will be able to more effectively address the pressing public health concerns of bioterrorism, infectious diseases, and the health challenges of an aging and increasingly obese population. The CDPH will begin operation as a separate entity on July 1, 2007.

As required under the provisions of SB 162, the reorganization of the CDHS into the CDPH and the DHCS is budget neutral. That is, there is no change in overall state funding and no change in position authority due to the reorganization.

PUBLIC HEALTH EMERGENCY PREPAREDNESS

Continuation of Federally Funded Bioterrorism Efforts

94.8 Positions

\$8,683,000 Total Funds \$8,683,000 FF

The Governor's Budget extends 94.8 limited-term positions for public health emergency preparedness that expire on June 30, 2007. These positions, funded through federal public health emergency preparedness grants, are located in several organizations throughout CDPH, primarily in the Emergency Preparedness Office and Prevention Services. These positions support CDPH's ongoing emergency preparedness workload to prepare for and manage CDPH's response to public health emergencies through functions such as planning procedures for response to emergencies, laboratory testing, public information, accounting for multiple federal and general funds, surveillance and epidemiology, electronic communications, operation of the Joint Emergency Operations Center, training CDPH and local health department staff, management of emergency

supplies of pharmaceuticals, oversight of local health department preparedness, coordination of public health and medical care response capabilities, and accountability for federal emergency preparedness funds.

CHRONIC DISEASE AND PREVENTION AND HEALTH PROMOTION

California Environmental Contaminant Biomonitoring Program – SB 1379
3.0 Positions \$1,210,000 Total Fund
\$1,210,000 GF

The Governor's Budget provides for three (3) permanent full-time positions and funding to initiate planning for the implementation of SB 1379 that establishes the California Environmental Contaminant Biomonitoring Program (CECBP). The resources are necessary to prepare for the initiation of the CECBP in subsequent budget years. Companion proposals are included for the Office of Environmental Health Hazard Assessment (OEHHA) and the Department of Toxic Substances Control (DTSC).

California's Sexual Violence Victim Services Fund Pass Through Funding
0.0 Positions \$174,000 Total Funds
\$174,000 Other Funds

The Governor's Budget provides appropriation authority for the California Sexual Violence Victim Services Fund in order to fulfill the mandates of AB 190 (Chapter 160, Statutes of 2005).

Revenue is collected by the Franchise Tax Board (FTB) from voluntary contributions through the tax check-off portion of the personal income tax forms and is to be deposited into the California Sexual Violence Victim Services Fund. These funds are intended to provide the California Coalition Against Sexual Assault (CALCASA) with resources to provide grants to support CALCASA's rape crisis center programs for victims of rape and sexual assault.

Statutes specify that the funds are to be allocated first to the FTB and State Controller for reimbursement of all costs incurred in connection with their duties under this mandate and then to CDPH for disbursement of the funds to CALCASA. The appropriation will allow CDPH to disburse the funds directly to CALCASA so that they may provide grants to California's 84 rape crisis centers to support their work with victims of sexual violence.

Prostate Cancer Treatment Program Funding 0.0 Positions

\$3,478,000 Total Funds \$3,478,000 GF

The Governor's Budget continues current funding to provide treatment services through the Prostate Cancer Treatment Program (PCTP). The Budget Act of

2006 allocated \$3.478 million one-time funding for the PCTP. On-going funding was to be considered in the 2007-08 budget development process.

Oral Health Assessment – AB 1433

2.0 Positions \$221,000 Total Funds

\$221,000 GF

The Governor's Budget provides for two (2) limited-term positions for three years for the Office of Oral Health (OOH) of the Chronic Disease Control Branch. These positions will fulfill the mandates of AB 1433 that require OOH to conduct an evaluation of the requirements of the bill and prepare and submit a report to the Legislature, by January 1, 2010, that discusses any improvement in the oral health of children resulting from the requirements.

INFECTIOUS DISEASE

Healthcare Associated Infections Program – SB 739

14.0 Positions \$1,993,000 Total Funds

\$1,562,000 GF

\$ 431,000 Other Funds

The Governor's Budget provides 14 permanent full-time positions to implement the requirements of SB 739. The bill requires CDPH to implement a healthcare associated infection (HAI) surveillance and prevention program, investigate the development of electronic reporting, revise existing and adopt new administrative regulations as necessary, and evaluate compliance of facilities with policies and procedures to prevent HAIs. SB 739 also requires that CDPH appoint an HAI Advisory Committee that shall make recommendations for the prevention and reporting of HAI. The new program will consist of three units: one in the Division of Communicable Disease Control (DCDC), Infectious Diseases Branch; one in the DCDC Microbial Diseases Laboratory Branch; and one in the L&C Program.

Local Assistance for Name-Based HIV Reporting Activities

0.0 Positions \$2,000,000 Total Funds \$2,000,000 GF

The Governor's Budget augments Local Assistance funding by \$2.0 million per fiscal, for a three year period to provide an accelerated HIV reporting effort in Local Health Departments (LHDs) across the state. This is a strategic investment that will build capacity in LHDs by increasing the number of hours devoted by surveillance staff to HIV reporting activities, and will ensure that California remains competitive for federal funding under the Ryan White CARE Act (RWCA). The RWCA funds primary health care and support services for people living with HIV who lack health insurance and financial resources for their care.

FAMILY HEALTH

Child Nutrition and Women, Infants & Children (WIC) Reauthorization Act 4.0 Positions \$0 Total Funds

The Governor's Budget provides for four (4) two year limited-term positions in the Women, Infants and Children (WIC) Supplemental Nutrition Branch effective January 1, 2007. These positions will be funded with federal funds already included in the WIC budget. Two of the four positions are currently limited-term and expire December 30, 2006. The other two positions will address new program workload.

The Child Nutrition and WIC Reauthorization Act of 2004 (CNWRA) established new requirements for state WIC agencies to ensure that the WIC program pays all vendors competitive prices for supplemental foods. These requirements affect how WIC identifies, authorizes and reimburses its 3,700 retail food vendors.

Enhancing the Quality of the WIC Program Services5.0 Positions \$0 Total Funds

The Governor's Budget establishes two (2) permanent, full-time positions and three (3) two year limited-term positions in the WIC Supplemental Nutrition Program effective January 1, 2007. These positions will be funded with federal funds already included in the WIC budget. The positions will support increasing the number of women, infant and children participants and enhance program services by expanding WIC's breastfeeding peer counseling program to all 82 WIC agencies. Increasing numbers served and improving retention of current and new participants by enhancing services will maximize the use of an estimated \$65.0 million in surplus federal dollars available in State Fiscal Years 2007 and 2008. This will also position the WIC Program to receive additional federal funds and will support key health goals of the CDPH.

Improved Prenatal Screening for Birth Defects – SB 1555 6.0 Positions \$4,649,000 Total Funds \$4,649,000 Other Funds

The Governor's Budget provides for six (6) positions and contract funding to implement and maintain the requirements of SB 1555 calling for improved prenatal screening and additional activities that support the prenatal blood sample storage, testing and research activities regarding the causes of birth defects. Additional fees established by SB 1555 will provide the necessary revenue to the Genetic Disease Testing Fund and to a new special fund for the Birth Defects Monitoring Program to support the implementation costs.

The Genetic Disease Branch (GDB) Prenatal Screening Program will be augmented by three (3) positions and the Information Technology Services Division will be augmented by one (1) position to add Inhibin and First Trimester

testing to the current screening program in accordance with current medical screening standards and improved screening technology.

The California Birth Defects Monitoring Program is moved to the Maternal, Child and Adolescent Health/Office of Family Planning Branch and will be augmented by two (2) positions and \$3.9 million to expand the program activities to include: 1) establishing a long-term repository of pregnancy blood samples that will allow scientists from universities, government and private institutions to research to identify genetic and environmental risk factors for children's and women's diseases; 2) research to develop and evaluate screening tests, prevention strategies, and develop and evaluate treatments for children's and women's diseases; and 3) expand the counties for which there is long-term storage of pregnancy blood samples.

The GDB November 2006 Estimate also included \$16.8 million in increased costs associated with the additional testing activity associated with the implementation of SB 1555.

Reproductive Health and Research – SB 1260

1.0 Position \$208,000 Total Funds \$208,000 GF

The Governor's Budget provides for converting one (1) limited-term position to a permanent position in the Maternal, Child and Adolescent Health/Office of Family Planning Branch, and contract funding of \$110,000 to implement statutory requirements mandating the oversight of human embryonic stem cell research in California in SB 1260. Specifically, the current limited-term Research Scientist I position (expired December 31, 2006) will be converted to a permanent position effective January 1, 2007; and the current contract for technical expertise from the University of California, San Francisco will be continued.

SB 1260 continues the provisions of SB 322 (Statutes of 2003) for oversight of human embryonic stem cell research by eliminating the original January 1, 2007 sunset date and requires CDPH to provide information and review and aggregate data related to assisted oocyte production for research in California. This augmentation provides for ongoing funding to fulfill the mandates of SB 1260.

HEALTH INFORMATION AND STRATEGIC PLANNING

California Electronic Death Registration System State Workload

13.0 Positions
\$1,089,000 Total Funds
\$1,089,000 Other Funds

The Governor's budget provides for 13 limited-term positions for two years beginning in FY 2007-08 and the purchase of an additional fax server. Expenditure authority will be used to address the ongoing and increased

workload associated with the statewide death registration and data dissemination process and manage the increased FAX attestation requests.

The Center for Health Statistics will be able to provide critical administrative and information technology support to California Electronic Death Registry Systems (CA-EDRS) and stakeholders (local registrars, medical examiners/coroners, federal coroners, funeral directors, medical facilities and physicians). The death certificate and death data will be available to the public or for use by the State, federal or local government agencies.

ENVIRONMENTAL HEALTH

Drug Manufacturer, Medical Device Manufacturer and Home Medical Device Retailer Workload

8.0 Positions

\$885,000 Total Funds \$885,000 Other Funds

The Governor's Budget increases expenditure authority from the Drug and Device Safety Fund by \$885,000 and establishes eight (8) Senior Food and Drug Investigator positions to perform licensing inspections for new California drug and medical device manufacturers, home medical device retailer facilities, and home medical device retailer exemptees. The number of new license applicants has increased significantly since 2003, resulting in a five percent growth of new license applicants submitted annually. As a result, the Food and Drug Branch does not have sufficient staff to conduct licensing inspections for 819 new drug manufacturer, medical device manufacturer, home medical device retailer facility, and home medical device exemptee license applicants.

X-ray Machine Inspection Staffing

8.0 Positions

\$984,000 Total Funds \$984,000 Other Funds

The Governor's Budget increases expenditure authority from the Radiation Control Fund and establishes eight (8) Associate Health Physicist positions. This new staff will conduct X-ray machine inspections to help ensure the machines do not pose a public and worker health hazard and that they are used safely. Currently, there are more than 75,000 X-ray machines in California. These machines are found in medical, dental, chiropractic, podiatric, industrial, research, university, laboratory, manufacturing, and product and package distribution facilities. The number of new X-ray machines registered for inspection has increased by over 10,000 machines since 2003. This is due to an increase in X-ray machines being used by medical professionals and also due to program efforts to identify unregistered and un-inspected X-ray machines in the state.

These positions will enable the Radiologic Health Branch to administer the public health functions associated with California's radiation safety program. The additional staff will help the program meet necessary state mandates, reduce workload backlogs, and will decrease the public's risk of excessive and improper exposure to radiation.

Increase Expenditure Authority to the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002 (Proposition 50) and Extend Limited Term Positions

7.0 Positions

\$873,000 Total Funds \$873,000 Other Funds

The Governor's Budget extends for two years seven (7) limited-term positions due to expire June 30, 2007, and increases the contracting line item by \$50,000 to fund an Interagency Agreement with the Department of General Services for specialized California Environmental Quality Act (CEQA) services. There will be a concurrent increase in expenditure authority to the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 (Proposition 50). Proposition 50, a voter-approved initiative, provides \$485 million of funding to address water quality issues.

Small Water System & Safe Drinking Water State Revolving Fund Augmentation

5.0 Positions

\$601,000 Total Funds \$601,000 Other Funds

The Governor's Budget provides for five (5) permanent full-time positions, funded through the Public Water System Supervision set aside, Fund 7500, to provide additional surveillance of small water systems.

AB 2995, Statutes of 1992, requires the Drinking Water Program (DWP) to regulate water systems serving less than 1,000 service connections. The program's activities ensure that the public drinking water supply is protected from waterborne diseases and chemical contamination. Increasing the staffing of the small water system program will enable the DWP to significantly increase the inspection frequency of small water systems. Currently, the program is only able to inspect those systems with significant compliance issues on an annual basis. The additional surveillance of these systems should reduce the number of bacteriological failures and other significant issues experienced by small water systems.

Operator Certification Augmentation

1.0 Position

\$91,000 Total Funds \$91,000 Other Funds

The Governor's Budget augments the Operator Certification Program (OCP) by one (1) position to ensure compliance with the federal Safe Drinking Water Act (SDWA). The Division of Drinking Water and Environmental Management administers the OCP to assure that Public Water System treatment and distribution system operators have the minimum knowledge and experience to safely operate drinking water systems as required by the SDWA.

The operators certified by the OCP ensure that water treatment and distribution facilities are properly maintained, that drinking water is provided essential treatment such as filtration and disinfection and that safe drinking water quality is maintained as it is conveyed to consumers through piping, reservoirs and pumps. The current level of staffing (eight positions) is inadequate to perform the tasks necessary to meet the certification requirements of nearly 30,000 operators in California. The operators must be recertified every three years and new operators are being certified continuously.

Stop Tobacco Access to Kids Enforcement (STAKE)5.0 Positions \$0 Total Funds

The Governor's Budget establishes five (5) positions to support the Stop Tobacco Access to Kids Enforcement (STAKE) program. The City of Los Angeles is contracting for undercover compliance checks of tobacco retailers in order to reduce illegal tobacco product sales to minors. Currently, the City of Los Angeles has a sales rate to minors of over 35 percent. Without these positions the state may be unable to keep statewide tobacco sales rates to minors under 20 percent and could potentially lose over \$100 million a year in federal funds. The Food and Drug Branch will conduct these investigations under contract to the City of Los Angeles and has sufficient reimbursement authority to absorb this additional revenue, so no increase in appropriation authority is requested.

Botulism Prevention

3.0 Positions

\$326,000 Total Funds \$326,000 Other Funds

The Governor's Budget increases Cannery Special Fund appropriation and provides for three (3) positions to inspect low acid canned food (LACF) canneries to ensure low acid canned food products are produced without botulism toxin contamination. Consumers worldwide expect LACFs produced in California to be safe, wholesome, nutritious, and free from botulism hazards. Due to the significant potential hazard associated with improperly processed LACF, every lot of this product processed in California canneries must be inspected and released by Food and Drug Branch staff before it can be distributed in commerce. Current

staffing is unable to meet the demand for product releases posed by the growth of this industry. These positions will provide product inspection and release for these firms to operate and sell their products.

Prescription Lenses – AB 1382

1.0 Position

\$131,000 Total Funds \$131,000 GF

The Governor's Budget provides for expenditure authority and one position for the Food and Drug Branch. This position will implement the mandates of AB 1382 that require CDPH to: 1) regulate misbranded and adulterated prescription lenses and contact lenses sold by any persons, not only licensed eye care professionals; 2) take action against unlicensed persons engaged in the deceptive marketing practices of advertisement or sales relating to contact lenses, including prescription plano (decorative) contact lenses; and 3) prepare and adopt quality standards and adopt regulations relating to prescription ophthalmic devices, including, but not limited to, lenses, frames, and contact lenses.

Eye care professionals have reported ophthalmic injuries and illnesses to CDPH, including eye infections and corneal abrasions. The illegal dispensing of prescription plano lenses is a significant public health issue. This funding includes an enforcement component to inform the public of the risks and dangers of plano lenses sold through unauthorized sources and subsequently reduce or eliminate the demand for these illegally distributed contact lenses.

Foodborne Illness Emergency Response

9.0 Positions

\$2,070,000 Total Funds \$2,070,000 GF

The Governor's Budget provides nine (9) positions and \$2.07 million GF to expand the Food and Drug Branch and the Food and Drug Laboratory Branch (FDLB) emergency response capabilities to foodborne illnesses and to support food safety research into risk factors and prevention measures for foodborne illness associated with ready-to-eat California produce. Recent foodborne illness outbreaks caused by eating contaminated California food products have sickened thousands of consumers. The currently funded staffing level to investigate these outbreaks is not sufficient. This proposal would expand the Food and Drug Branch Emergency Response Unit to establish highly trained teams of investigators to investigate foodborne illnesses and foodborne illness outbreaks, provide training and support to local jurisdictions in the investigation of retail associated foodborne illnesses, and enhance FDLB's capability and capacity to test food and environmental samples to support foodborne illness and outbreak investigations.

Meat & Poultry Recalls - SB 611

3.0 Positions

\$389,000 Total Funds \$389,000 GF

The Governor's Budget provides for three (3) positions and funding for the Food and Drug Branch to implement the mandates of SB 611. These mandates: 1) require meat or poultry suppliers, distributors, brokers, or processors to immediately notify CDPH and their customers when these firms have or will have recalled product that meets the U.S. Department of Agriculture (USDA) criteria for a Class I or Class II recall; 2) require these businesses to provide CDPH with an electronic list of all their customers that have or will receive any product subject to the recall; 3) allow CDPH to notify local health officers and environmental health directors of the distribution of recalled product within their jurisdiction; and 4) allow these agencies to notify the public.

The lack of public notification regarding recalled meat and poultry products is a serious public health issue. Consumption of recalled meat and poultry products can result in unnecessary foodborne illnesses. These positions will develop and maintain monitoring and tracking procedures that will enable CDPH to provide distribution information for recalled meat and poultry products to local jurisdictions. Additionally, these positions will provide the necessary enforcement component for non-compliant firms as well as resources for coordination and completion of recall effectiveness checks to ensure that recalled meat and poultry products are removed from the marketplace.

Environmental Health Specialists Registration – SB 1759

1.0 Position

\$99,000 Total Funds \$99,000 Other Funds

The Governor's Budget provides for one (1) position to implement SB 1759 that increases the fees associated with environmental health specialist registration. The increase in budget authority in the Registered Environmental Health Specialist Fund is necessary to establish a continuing education program for Environmental Health Specialists. Section 106705 of the California Health and Safety Code provides for the establishment of the requirement and standards for continuing education for registered Environmental Health Specialists. The existing Registered Environmental Health Specialist program staffing and budget is inadequate to support continuing education activities. The additional position will allow the program to implement and administer the requested continuing education program without impacting its current program activities.

LICENSING & CERTIFICATION

Nursing Home Administrator Program

2.5 Positions

\$57,000 Total Funds \$57,000 Other Funds

The Governor's Budget provides \$57,000 in the Nursing Home Administrator's State License Examining Fund and redirection of Operating Expenses and Equipment funding in the Nursing Home Administrator Program (NHAP) to support 2.5 permanent full time positions. These positions will investigate complaints and citations received by NHAP and ensure NHAP meets its statutory and regulatory duties.

Increased Administrative Support for the Licensing and Certification Program

2.0 Positions

\$177,000 Total Funds \$177,000 Other Funds

The Governor's Budget provides for two (2) permanent full time positions and funding in the Licensing and Certification (L&C) Special Fund for L&C's Administration Section. These additional positions will support the 155.5 permanent full time positions authorized in the Budget Act of 2006 and will monitor revenue and expenditures in the L&C Program's Special Fund.

Hospitals: Fair Pricing Policies - AB 774

 1.5 Positions
 \$699,000 Total Funds

 4.5 Positions (DHCS)
 \$252,000 GF (DHCS)

 \$252,000 FF (DHCS)
 \$195,000 Other Funds

The Governor's Budget provides for 1.5 two year limited-term positions and funding to implement Assembly Bill (AB) 774. The bill requires general acute care hospitals, acute psychiatric hospitals, and special hospitals to maintain written policies about discount payment and charity care for financially qualified patients as one of the conditions for licensure. CDPH is required to enforce the provisions of AB 774 and ensure that any overpayments made by patients pursuant to the policy are returned to the patients. Auditing resources (4.5 two year limited-term positions) are included in the DHCS to support this DPH program.

Automated Drug Delivery System - AB 2373

4.0 Positions

\$592,000 Total Funds \$592,000 Other Funds

The Governor's Budget establishes four (4) limited-term positions to be funded from the Licensing and Certification Special Fund. These positions will implement

AB 2373 that adds nursing facilities to the list of facilities where an automated drug delivery system may be used to store and distribute prescription drugs, and allows licensed personnel access to multiple drugs if the system has both electronic and mechanical safeguards in place to ensure that the drugs delivered to the patient are specific to that patient.

Health Facilities and Periodic State & Federal Inspections; Penalties – SB 1312

16.0 Positions

\$2,491,000 Total Funds \$2,491,000 Other Funds

The Governor's Budget establishes 15 permanent positions, one (1) limited-term position and \$559,000 in contract funds for the County of Los Angeles to implement SB 1312. The bill requires the Licensing and Certification Program to identify California standards for the staffing and operation of long-term care facilities and, once identified, to reinstate the periodic licensing inspections of long-term care facilities, and begin surveying against those standards. The Legislature's expressed intent is that the reinstated licensing inspections be done concurrently with federal certification inspections.

Health Facilities: Reporting & Inspection Requirements - SB 1301
45.0 Positions \$7,169,000 Total Funds
\$7,169,000 Other Funds

The Governor's Budget provides funding for 45.0 (44.0 permanent full time and one limited-term) positions in the L&C Program, Administration Division, Office of Legal Services and \$1.2 million for the Los Angeles County contract.

SB 1301 establishes a system for the timely reporting of medical errors in general acute care hospitals, acute psychiatric hospitals, and special hospitals. SB 1301 requires CDPH to increase the frequency of licensing inspections of facilities that report serious medical errors, to report these errors to the public, and post reports of substantiated adverse events and the outcomes of the inspections on the CDPH Internet website.

OFFICE OF LEGAL SERVICES

Legal Support for Increased Licensing & Certification Enforcement

6.5 Positions

\$711,000 Total Funds \$355,000 FF \$356,000 Other Funds

The Governor's Budget provides 6.5 two year limited-term positions to handle the new workload that will flow from the 114 new L&C surveyor positions and 14.5 additional L&C investigative staff provided by the 2006-07 Budget Act.

The 114 new positions represent a 26% increase in the current total of L&C survey staff (443.75 surveyor positions, including 348.75 direct L&C employees and 95 staff under contract with Los Angeles County). This new staff will produce at least a commensurate increase in enforcement and disciplinary actions against licensees who are found to be in violation of L&C standards; the increase in enforcement activities may actually exceed 26%, because L&C will resume inspecting licensees who have not been inspected for several years, in some instances. Without sufficient legal staff resources to handle this additional workload, the Department will be unable to promptly take legal actions necessary for the protection of public health and safety, such as appointment of temporary managers to protect vulnerable nursing home residents in a facility crisis, conducting timely hearings on citations and civil money penalties, license revocations and Medi-Cal decertification actions taken against licensees charged with violation of L&C standards.